

UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	2000-0097CON	Total Pages	45
	First Named Inventor or Application Identifier			
	David Michael Britz, et al.			
	Express Mail Label No.	EP167408341US		

22386 U.S. PTO
 10/691949

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.	ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. B x 1450 Alexandria, VA 22313-1450
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1. <input checked="" type="checkbox"/> Fee Transmittal Form <small>(submit an original, and a duplicate for fee processing)</small> 2. <input checked="" type="checkbox"/> Specification [Total Pages 17] <small>(preferred arrangement set forth below)</small> <ul style="list-style-type: none"> - Descriptive title of invention - Cross References to Related Applications - Statement Regarding Fed sponsored R&D - Reference to sequence listing, a table or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings(if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 3. <input checked="" type="checkbox"/> Drawing(s)(35 USC 113) [Total Sheets 7] 4. Oath or Declaration [Total Pages] <ul style="list-style-type: none"> a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application(37 CFR 1.63(d)) <small>(for continuation/divisional with Box 17 completed)</small> <small>[Note Box 17 below]</small> <ul style="list-style-type: none"> i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b) 5. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	6. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (<i>Appendix</i>) 7. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (<i>if applicable, all necessary</i>) <ul style="list-style-type: none"> a. <input type="checkbox"/> Computer Readable Copy (CRF) b. <input type="checkbox"/> Specification Sequence Listing on: <input type="checkbox"/> CD-ROM or CD-R (2 copies); or <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies
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17. If a CONTINUING APPLICATION , check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior Application No. 09/641,083 Prior application information: Examiner: Negash, Kinf Michael Group/Art Unit: 2633 For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.	ACCOMPANYING APPLICATION PARTS <ul style="list-style-type: none"> 8. <input type="checkbox"/> Assignment Papers(cover sheet & document(s)) 9. <input type="checkbox"/> 37 CFR 3.73(b)Statement <input checked="" type="checkbox"/> Power of Attorney 10. <input type="checkbox"/> English Translation Document (<i>if applicable</i>) 11. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Statement(IDS)/PTO-1449 Citations 12. <input checked="" type="checkbox"/> Preliminary Amendment 13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small> 14. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small> 15. <input checked="" type="checkbox"/> Request and Certification under 35 U.S.C.122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 16. <input type="checkbox"/> Other :
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18. CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label		Customer Number - 26652		or <input type="checkbox"/> Correspondence address below	

NAME	Samuel H. Dworetsky				
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CITY	Middletown	STATE	New Jersey	ZIP CODE	07748-4110
COUNTRY	United States of America			FAX	732-368-6932

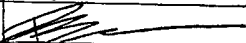
19. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
NAME	Gary H. Monka	Reg. #	35290
TELEPHONE	(201) 224-7957		
SIGNATURE			DATE
		10/23/03	

"Express Mail" Mailing Label Number _____ Date of Deposit 10/23/03

I hereby certify that this U.S. Patent Application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Gary H. Monka
 (Printed Name of Person Mailing Paper)

(Signature of Person Mailing Paper)

FEE TRANSMITTAL <small>Patent Fees are subject to annual revision.</small>		Complete If Known	
		Application Number	Continuation of U.S. Appl. Serial No. 09/641,083
TOTAL AMOUNT OF PAYMENT \$770		Filing Date	10/23/03
		First Named Inventor	David Michael Britz, et al.
		Examiner Name	Unknown
		Group/Art Unit	2633
		Attorney Docket No.	2000-0097CON
METHOD OF PAYMENT (check one)			
1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number 01-2745 Deposit Account Name AT&T CORP. <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing Date of the Notice of Allowance			
FEE CALCULATION		FEE CALCULATION (continued)	
1. FILING FEE		3. ADDITIONAL FEES	
Large Fee Code	Entity Fee(\$)	Large Fee Code	Entity Fee(\$)
1001	770	1051	130
1002	340	1052	50
1004	770	1053	130
1005	160	1812	2520
SUBTOTAL (1)		1804*	920
		1805*	1840
		1251	110
		1252	420
		1253	950
		1254	1480
		1255	2010
		1401	330
		1402	330
		1403	290
		1504	300
		1452	110
		1453	1330
		1501	1330
		1502	480
		1460	130
		1807	50
		1808	180
		8021	40
		1809	770
		1810	770
		1801	770
		1802	900
		Other fee (specify):	
2. CLAIMS			
<input checked="" type="checkbox"/> Filing Under 37CFR 1.53 (b)			
<input type="checkbox"/> CPA Under 37CFR 1.53 (d)			
<input checked="" type="checkbox"/> Amendment			
Extra Claims		Fee from below	
Total 9	- 20 =	0	X 0 = 0
Ind. 3	- 3 =	0	X 0 = 0
Multiple Dependent Claims			
Large Fee Code	Entity Fee(\$)	Fee Description	
1202	18	Claims in excess of 20	
1201	88	Independent Claims in excess of 3	
1203	260	Multiple Dependent Claims	
1204	88	** Reissue independent claims over original patent	
1205	18	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)		SUBTOTAL (3) 770	
SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name Benjamin S. Lee		Reg. Number 42787	
Signature 		Date 10/23/03	
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450		Deposit Account User ID	

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	David Michael Britz, et al.
	Title	OPTICAL/RADIO LOCAL ACCESS NETWORK
	Atty. Docket Number	2000-0097CON

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U. S. C. 122(b).

10/23/03
Date


Signature

Gary H. Monka
Typed or Printed Name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U. S. C. 122(b)(2)(B)(iii)).**